

STATE OF WISCONSIN
Senate Journal
Ninety–Ninth Regular Session

THURSDAY, November 12, 2009

The Chief Clerk makes the following entries under the above date.

CHIEF CLERK'S ENTRIES

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 351** offered by Senator Erpenbach.

SENATE ENROLLED PROPOSALS

The Chief Clerk records:

Senate Bill 41
Senate Bill 80
Senate Bill 204
Senate Bill 223
Senate Bill 241
Senate Bill 259
Senate Bill 349

Report correctly enrolled on 11–12–2009.

BILLS PRESENTED TO THE GOVERNOR

The Chief Clerk records:

Senate Bill 280
Senate Bill 299
Senate Bill 331
Senate Bill 347

Presented to the Governor on 11–12–2009.

The Chief Clerk makes the following entries dated **Tuesday, November 10, 2009**.

SENATE ENROLLED PROPOSALS

The Chief Clerk records:

Senate Bill 40
Senate Bill 158
Senate Bill 278

Report correctly enrolled on 11–10–2009.

BILLS PRESENTED TO THE GOVERNOR

The Chief Clerk records:

Senate Bill 38
Senate Bill 132
Senate Bill 157
Senate Bill 158

Senate Bill 251

Senate Bill 252

Senate Bill 361

Presented to the Governor on 11–10–2009.

REPORT OF COMMITTEES

The committee on **Small Business, Emergency Preparedness, Technical Colleges, and Consumer Protection** reports and recommends:

GREENHECK, ANN, of Lone Rock, as a member of the Wisconsin Technical College System Board, to serve for the term ending May 1, 2015.

Confirmation.

Ayes, 5 – Senators Wirch, Plale, Holperin, Hopper and Lazich.

Noes, 0 – None.

WALL, EDWARD, of Windsor, as Administrator of Wisconsin Emergency Management, to serve for the term ending at the pleasure of the Governor.

Confirmation.

Ayes, 5 – Senators Wirch, Plale, Holperin, Hopper and Lazich.

Noes, 0 – None.

ROBERT WIRCH
Chairperson

REPORT OF COMMITTEES

The committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing** reports and recommends:

Assembly Bill 323

Relating to: information provided by a person required to register as a sex offender.

Concurrence.

Ayes, 5 – Senators Taylor, Sullivan, Erpenbach, Grothman and Hopper.

Noes, 0 – None.

Assembly Bill 411

Relating to: the prohibition against making, reproducing, or possessing a nude depiction of a person without the person's consent and the sex offender registry.

Introduction and adoption of Senate Amendment 1.

Ayes, 5 – Senators Taylor, Sullivan, Erpenbach, Grothman and Hopper.

Noes, 0 – None.

Concurrence as amended.

Ayes, 5 – Senators Taylor, Sullivan, Erpenbach, Grothman and Hopper.

Noes, 0 – None.

REDHAIL, GENE, of Oneida, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 2012.

Confirmation.

Ayes, 5 – Senators Taylor, Sullivan, Erpenbach, Grothman and Hopper.

Noes, 0 – None.

Senate Bill 231

Relating to: information provided by a person required to register as a sex offender.

Passage.

Ayes, 5 – Senators Taylor, Sullivan, Erpenbach, Grothman and Hopper.

Noes, 0 – None.

Senate Bill 281

Relating to: the prohibition against making, reproducing, or possessing a nude depiction of a person without the person’s consent and the sex offender registry.

Introduction and adoption of Senate Amendment 1.

Ayes, 5 – Senators Taylor, Sullivan, Erpenbach, Grothman and Hopper.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Taylor, Sullivan, Erpenbach, Grothman and Hopper.

Noes, 0 – None.

Senate Bill 325

Relating to: notification to a parent before chaperoning a sex offender.

Passage.

Ayes, 5 – Senators Taylor, Sullivan, Erpenbach, Grothman and Hopper.

Noes, 0 – None.

LENA TAYLOR
Chairperson

The committee on **Veterans and Military Affairs, Biotechnology, and Financial Institutions** reports and recommends:

Assembly Bill 202

Relating to: bulk transfers of inventory.

Concurrence.

Ayes, 5 – Senators Sullivan, Coggs, Carpenter, Leibham and Kanavas.

Noes, 0 – None.

DEGENHARDT, DENNIS, of West Bend, as a member of the Credit Union Review Board, to serve for the term ending May 1, 2014.

Confirmation.

Ayes, 5 – Senators Sullivan, Coggs, Carpenter, Leibham and Kanavas.

Noes, 0 – None.

LINS, DEBRA, of Sauk City, as a member of the Banking Review Board, to serve for the term ending May 1, 2014.

Confirmation.

Ayes, 5 – Senators Sullivan, Coggs, Carpenter, Leibham and Kanavas.

Noes, 0 – None.

MAIN, EDWARD, of Madison, as a member of the Deferred Compensation Board, to serve for the term ending July 1, 2012.

Confirmation.

Ayes, 5 – Senators Sullivan, Coggs, Carpenter, Leibham and Kanavas.

Noes, 0 – None.

NELSON, JOHN, of Middleton, as a member of the Deferred Compensation Board, to serve for the term ending July 1, 2013.

Confirmation.

Ayes, 5 – Senators Sullivan, Coggs, Carpenter, Leibham and Kanavas.

Noes, 0 – None.

JIM SULLIVAN
Chairperson

PETITIONS AND COMMUNICATIONS

**State of Wisconsin
Office of the Governor**

November 12, 2009

To the Honorable, the Senate:

The following bill(s), originating in the Senate, have been approved, signed and deposited in the office of the Secretary of State:

| <u>Bill Number</u> | <u>Act Number</u> | <u>Date Approved</u> |
|------------------------|-------------------|----------------------|
| Senate Bill 252 | Act 62 | November 12, 2009 |
| Senate Bill 157 | Act 64 | November 12, 2009 |
| Senate Bill 158 | Act 65 | November 12, 2009 |
| Senate Bill 132 | Act 67 | November 12, 2009 |
| Senate Bill 38 | Act 70 | November 12, 2009 |
| Senate Bill 361 | Act 71 | November 12, 2009 |
| Senate Bill 251 | Act 72 | November 12, 2009 |

Respectfully Submitted,

JIM DOYLE

Governor

**State of Wisconsin
Office of the Secretary of State**

November 12, 2009

The Honorable, the Legislature:

| <u>Bill Number</u> | <u>Act Number</u> | <u>Publication Date</u> |
|------------------------|-------------------|-------------------------|
| Senate Bill 370 | Act 58 | November 23, 2009 |
| Senate Bill 371 | Act 59 | November 23, 2009 |
| Senate Bill 372 | Act 60 | November 23, 2009 |
| Senate Bill 373 | Act 61 | November 23, 2009 |

Sincerely,

DOUGLAS LA FOLLETTE

Secretary of State

Pursuant to Senate Rule 17 (5), Senator Grothman added as a coauthor of **Senate Bill 235**.

ADVICE AND CONSENT OF THE SENATE

State of Wisconsin Office of the Governor

November 11, 2009

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint WENZLER, JAMES, of Oak Creek, as a member of the Auctioneer Board, to serve for the term ending May 1, 2011.

Respectfully Submitted,
JIM DOYLE
Governor

Read and referred to committee on **Labor, Elections and Urban Affairs**.

REFERRALS AND RECEIPT OF COMMITTEE REPORTS CONCERNING PROPOSED ADMINISTRATIVE RULES

The committee on **Commerce, Utilities, Energy, and Rail** reports and recommends:

Senate Clearinghouse Rule 09-045

Relating to statements and penalties for grant and loan programs, and penalties for tax credit programs, and affecting small businesses.

No action taken.

Senate Clearinghouse Rule 09-050

Relating to permits to operate for boilers, pressure vessels, anhydrous ammonia systems, mechanical refrigeration systems, conveyances and passenger ropeways, and registration and performance tests for cross connection control assemblies.

No action taken.

JEFFREY PLALE
Chairperson

The committee on **Environment** reports and recommends:

Senate Clearinghouse Rule 09-020

Relating to federal hazardous air pollutant regulations, biodiesel fuel, incorporation of statutory changes, and air permit applications and affecting small business.

No action taken.

MARK MILLER
Chairperson

Motions Under Senate Rule 98 and Joint Rule 7 for the Month of October 2009

A certificate of commendation by the Wisconsin Senate on the motion of Senator Taylor, for Alpha Kappa Alpha Sorority, Inc., on the occasion of celebrating their 60th Anniversary.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Schultz, for Buena Anderson, on the

occasion of her 50 years of dedicated service supporting the youth in Richland County as a 4-H Volunteer Leader.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Grothman, for Cameron Teter Anderson, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Fitzgerald, for Abeni Aschebrook, on the occasion of earning and attaining the 4-H Key Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Sullivan, for Richard Bachman, on the occasion of his many years of dedicated service to the Wauwatosa community.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Grothman, for John Paul Baker, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lasee, for George Blaney, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Carpenter, for Edna Frorath Brown, on the occasion of the celebration of her 105th Birthday.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Fitzgerald, for Steve Cline, on the occasion of receiving the Fort Atkinson Area Chamber of Commerce "Tourism Counts" Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Darling, for the German-American Partnership Program, on the occasion of its 20th anniversary.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Schultz, for Richard Goddard, on the occasion of his legacy of protecting rail corridors and enhancing rail service.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lazich, for the Greendale High School Marching Band under the direction of Tom Reifenberg, on the occasion of earning their fifth consecutive Wisconsin State Music Association Class AA Championship.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Darling, for Mr. and Mrs. Kellner, on the occasion of receiving the Warren P. Knowles Humanitarian Award from the Medical College of Wisconsin.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Harsdorf, for Andrew Steven Lathe, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Sullivan, for Thomas Merz, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Lehman, for Jeanette Morelan, on the occasion of being crowned "Miss America's Outstanding Teen" and for her homecoming reception.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Taylor, for the NAACP Madison Chapter, on the occasion of celebrating their 100th Anniversary.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Taylor, for the NAACP Milwaukee Chapter, on the occasion of celebrating their 100th Anniversary.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Cowles, for the N.E.W. Curative Rehabilitation, on the occasion of Dr. William Nystrom being honored for his years of dedication.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Callum O'Connor, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Fitzgerald, for Eric Pamperin, on the occasion of earning and attaining the 4-H Key Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Erpenbach, for Jim Rabbit, on the occasion of his retirement from the Bureau of Consumer Protection after years of dedicated service.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Fitzgerald, for Jena Richards, on the occasion of earning and attaining the 4-H Key Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Darling, for Robert's Frozen Custard, on the occasion of being awarded the 2009 Community Award from the Germantown Area Chamber of Commerce.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Kanavas, for Scott Rubenzer, on the occasion of winning the SCCA National Championship Runoffs' Formula Ford race in Elkhart Lake.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Grothman, for Brian H. Schanen, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Leslie A. Schmidtke, on the occasion of earning and attaining the Girl Scout Gold Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lasee, for Scray Cheese Company, on the occasion of their 85th Anniversary.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Kanavas, for Tom Shannon, Andy Schrago and Jeff Harris, on the occasion of their investment success with Prodesse, Inc.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Vinehout, for St. Paul and St. Luke United Church of Christ, on the occasion of the celebration of its 150th Anniversary.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Darling, for Kitty Tierney and the staff of Impressions Day Spa, on the occasion of receiving the Business of the Year Award from the Mequon-Thiensville Chamber of Commerce.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Jauch, for the UW-Spooner Agricultural Research Station, on the occasion of the celebration of their 100th Anniversary.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Darling, for Joy and Timothy Vertz and the staff of Shoot the Moon Photography, on the occasion of receiving the Small Business of the Year Award from the Mequon-Thiensville Chamber of Commerce.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Risser, for Joachim H. "Joe" von Elbe, on the occasion of being honored with the University of Wisconsin College of Agriculture and Life Sciences 2009 Distinguished Service Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Schultz, for Beverly Wallace, on the occasion of her 50 years of dedicated service supporting the youth in Richland County as a 4-H Volunteer Leader and the County Fair Superintendent.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Erpenbach, for the Waunakee American Legion Post #360, on the occasion of the celebration of their 75th Anniversary.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Taylor, for the family and friends of Elmer L. Winter, on the occasion of honoring his memory and his 50 years of service to the community.